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ROUTING AND RECORD SHEET

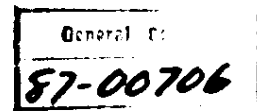
SUBJECT: (Optional)				
FROM: C/CRD 322 Ames		EXTENSION		NO.
				DATE 27 February 1987
TO: (Officer designation, room number, and building)	DATE		OFFICER'S INITIALS	COMMENTS (Number each comment to show from whom to whom. Draw a line across column after each comment.)
	RECEIVED	FORWARDED		
1. DDA/EA 7D 18 Hqs.	3 MAR 1987	3/3	JA	<p>Jim -</p> <p>Here is a copy of the White House letter on the Nixon papers.</p> <p>The focal point at the WH is Peter Keisler who is on the President's staff and who has suggested a meeting of representatives of the agencies involved. We would discuss how to proceed and brief each other on what equities each agency believes might be present that way need protection.</p> <p>I will keep you informed as developments occur.</p> <div data-bbox="1063 1312 1307 1396" style="border: 1px solid black; height: 40px; margin: 10px 0;"></div> <p>For DDA Subj file</p> <div data-bbox="925 1732 1404 1879" style="border: 1px solid black; height: 70px; margin: 10px 0;"></div>
2. ADDA	4 MAR 1987		✓	
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INDEX AND RECORD SHEET

SUBJECT (if known)

Scheduled Disclosure of Nixon "Special Files"

FROM		EXTENSION	NO.	DATE
[Redacted] C/LD/OGC		[Redacted]		26 February 1987
10- (Officer designation, room number, and building)	DATE		OFFICER'S INITIALS	COMMENTS (Number each comment to show from whom to whom. Draw a line across column after each comment.)
	RECEIVED	FORWARDED		
1. [Redacted] D/OIS 1207 Ames				<p>This is in confirmation of our discussion of yesterday. Attached is a letter from the Counsel of the President requesting Agency review of certain of President Nixon's White House documents. These documents will be released to the public on 4 May unless the President invokes Executive privilege. As we discussed, I believe it imperative that we designate Agency personnel to review these files. Accordingly, I would appreciate your advising me of appropriate persons from your office who can participate in this review.</p> <div data-bbox="1291 1165 1502 1333" style="border: 1px solid black; width: 130px; height: 80px; margin: 10px auto;"></div> <div data-bbox="1136 1438 1575 1627" style="border: 1px solid black; width: 270px; height: 90px; margin: 10px auto;"></div>
2. [Redacted]				
3. [Redacted] C/DA/OIS/CRD 322 Ames				
4. [Redacted]				
5. [Redacted] 1D4109 Hqs.				
6. [Redacted]				
7. [Redacted]				
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13. [Redacted]				
14. [Redacted]				
15. [Redacted]				



THE WHITE HOUSE

WASHINGTON

February 19, 1987

MEMORANDUM FOR DAVID P. DOHERTY
GENERAL COUNSEL
CENTRAL INTELLIGENCE AGENCY

FROM: PETER J. WALLISON 
COUNSEL TO THE PRESIDENT

SUBJECT: Scheduled Disclosure of Nixon "Special Files"
on May 4, 1987

On May 4, 1987, the Archivist is scheduled to make available to the public for the first time approximately 1.5 million pages of President Nixon's White House documents. These are the "Special Files," the documents which were separated from the general White House files during the Nixon presidency because of their unusual sensitivity. These documents must be reviewed to determine whether President Reagan should act to prevent their disclosure by asserting executive privilege. Because intelligence issues are among those likely to be implicated, I would appreciate it if you would designate two representatives of the CIA to participate in this review.

The Archivist has custody of the Nixon White House records pursuant to the Presidential Recording and Materials Preservation Act, note following 44 U.S.C. § 2111. On February 28, 1986, the National Archives and Records Administration issued the regulations which currently govern public access. Under these regulations, the Archivist reviews the Nixon files, returning private and personal material to Richard Nixon and removing material that falls into six specified categories, including classified material, law enforcement investigatory material, trade secrets, and material the disclosure of which would constitute a clearly unwarranted invasion of privacy. None of the material so removed may be publicly disclosed.

Once this material has been segregated, the Archivist announces his intent to release publicly the remainder of the material, subject only to an opportunity for interested parties to assert any legal or constitutional right or privilege that would prevent or limit disclosure. The regulations provide that the Archivist will wait a minimum of thirty days after making such an announcement before actually disclosing any records, and it is during that period of time that a sitting or former President may assert claims of executive privilege. We have until May 4 to assert such claims with respect to the Special Files.

An attorney for Richard Nixon has already indicated that he is likely to make some claims of privilege, and he may file a lawsuit seeking to invalidate the entire process as well. We must, nonetheless, make our own evaluation of whether there are specific disclosures which carry the potential of seriously disrupting ongoing Administration activities.

It may well be that there are no documents in the Special Files which we would regard as privileged. These records are all twelve or more years old, and any classified material has already been removed. It is impossible to know, however, until we review them.

Because of the volume of material involved, your designees must be able to devote a substantial amount of time over the next two and a half months to reviewing portions of these files. They need not be attorneys, but they should be sufficiently aware of ongoing CIA activities to enable them to recognize potentially privileged materials. If this procedure is satisfactory, please provide me with the names of the CIA designees by February 25.

I appreciate your assistance in this matter.